

**GOVERNMENT OF ANDHRA PRADESH**  
**ABSTRACT**

Public Servants – Panchayat Raj & Rural Development Department – Allegations of possession of assets disproportionate to the known source of income and failure to obtain permission and intimation to the department about acquiring of movable and immovable properties – Sri W. Gyaneshwar, Assistant Executive Engineer, P.R., Raghunathapalli, Warangal District - Disciplinary proceedings under Rule 20 of Andhra Pradesh Civil Services (CC&A), Rules, 1991 – Article of charges – Issued.

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PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.I) DEPARTMENT

**G.O.Rt.No. 1169**

**Dated:02.07.2012**

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**ORDER:**

It is proposed to hold an enquiry against Sri W. Gyaneshwar, Assistant Executive Engineer, P.R., Raghunathapalli, Warangal District, in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of the imputations of misconduct or misbehaviour in support of article of charge is enclosed as Annexure-II. A list of witnesses by whom and a list of documents by which the articles of charge is proposed to be sustained are also enclosed as Annexure-III and IV.

3. Sri W. Gyaneshwar, Assistant Executive Engineer, P.R., Raghunathapalli, Warangal District, is directed to submit within (10) days of the receipt of this order, a Written statement of defence. He is informed that an inquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

4. Sri W. Gyaneshwar, Assistant Executive Engineer, P.R., Raghunathapalli, Warangal District, is further informed that if he does not submit his written statement of defence within the stipulated period specified in para (3) above, further action will be processed based on the material available.

5. Attention of Sri W. Gyaneshwar, Assistant Executive Engineer, P.R., Raghunathapalli, Warangal District, is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct ) Rules 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

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6. The receipt of this G.O. shall be acknowledged forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

C.R. BISWAL  
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

To

Sri W. Gyaneshwar, Assistant Executive Engineer, P.R., Raghunathapalli,  
Warangal District **through** the Engineer-in-Chief, PR, Hyderabad.

The Engineer-in-Chief, PR, Hyderabad.

(with a request to serve and return the acknowledged copy and W.S.D.)

Copy to:

The Director General, A.C.B., Hyderabad.

The Secretary to VC, APVC, Hyderabad

SF/SCs

// FORWARDED::BY::ORDER //

SECTION OFFICER

(Contd.....Annexure I)

## **ANNEXURE -I**

### **ARTICLE OF CHARGES FRAMED AGAINST SRI W. GYANESHWAR, ASSISTANT EXECUTIVE ENGINEER, PANCHAYAT RAJ, RAGHUNATHPALLY MANDAL, WARANGAL DISTRICT .**

That Sri W. Gyaneshwar S/o Uppalaiaiah (Late) joined Government Service on 16-01-1998 as Assistant Executive Engineer in Panchayat Raj and Rural Development Department and while functioning as Assistant Executive Engineer during the period from 16-1-1998 to 29-03-2008, committed grave misconduct in as much as (1) He acquired disproportionate assets to a tune of Rs.23,36,018-00 to the known sources of income (2) He neither obtained prior permission nor intimated to the department about the acquiring of movable and immovable properties and thereby failed to maintain absolute integrity in violation of A.P.C.S. (Conduct) Rules,1964.

Thus Sri W. Gyaneshwar by his above-mentioned acts has exhibited lack of integrity, devotion to duty, conduct unbecoming of a Government Servant and thereby contravened Rule 3 (1) & (2) and 9 (1), (2) of A.P.C.S. (Conduct) Rules ,1964.

C.R. BISWAL  
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

SECTION OFFICER

(Contd.....Annexure II)

## **ANNEXURE – II**

### **STATEMENT SHOWING THE IMPUTATIONS OF MISCONDUCT IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI W. GYANESHWAR, ASSISTANT EXECUTIVE ENGINEER, PANCHAYAT RAJ, RAGHUNATHPALLY MANDAL, WARANGAL DISTRICT.**

Sri W. Gyaneshwar S/o Uppalaiah (Late), Assistant Executive Engineer, Panchayat Raj, Raghunapathapally Mandal, Warangal District is a native of Peddammagadda, Hanamkonda, Warangal District. His date of birth is 16-06-1973. He joined in Government Service on 16-01-1998 as Assistant Executive Engineer, RWS and posted in Thamsi Mandal, Adailabad District and worked there upto 18-08-2004. Later he was posted at RWS, Ghanpur (Stn.), Warangal District on 18-08-2004 and worked there upto 01-01-2008. Thereafter, he was posted in Panchayat Raj Department, Raghunathapally Mandal, Warangal District, on 02-01-2008 in the same capacity. While he was working as Assistant Executive Engineer, Panchayat Raj, Raghunathapally Mandal, Warangal District, he was trapped by the officials of ACB on 11-02-2008 in Cr.No.4/ACB-WRL/2008 and was kept under suspension. His date of attaining superannuation is on 30-06-2031. He is here-in-after called as Government Servant.

On 11.02.2008 Sri W. Gyaneshwar S/o Uppalaiah (Late), age:35 years, Occ : Assistant Executive Engineer, Panchayat Raj Dept., Raghunathpally Mandal, Warangal District was trapped when he demanded and accepted the bribe amount of Rs 5,000/- from the complainant Sri Gollapally Ravinder for showing official favour in recording of measurement in the measurement book and for issue of cheque for the work of laying water pipelines executed by the complainant. In this regard a case in Crime No.4/ACB-WRL/2008 was registered against Sri W.Gaynashwar, AEE. During the course of trap proceedings, the house of the Government Servant was searched on 11.02.2008 under section 165 Cr.P.C and found incriminating and clinching evidence showing that the Government Servant was in possession of assets. As such after obtaining the permission from the competent authority a case in Crime No.4/ACB-WRL/2008 was registered on 27.03.2008 U/s 13(2) r/w 13(1) (e) of P.C. Act 1988. After registration of the case the Investigating Officer obtained Search Warrants from the Hon'ble Principal Special Judge for SPE & ACB Cases, Hyderabad and conducted searches at residence of Government Servant's brother-in-law by name Sri Devarakonda Anil Kumar S/o Yesob, H.No.4-54/1, Anand Nagar Colony, Palivelpula, Hanamakonda. During the course of investigation, Search Warrants were obtained from the Hon'ble Principle Special Judge for SPE & ACB Cases, City Civil Court, Hyderabad and in pursuance of search warrants, simultaneous searches were conducted on 29-03-2008 at the premises of house of brother-in law of Government Servant by name Sri Devarakonda Anil Kumar S/o Yesob bearing No.4-54/1 Anand Nagar Colony, Palivelpula Village, Hanamkonda, Warangal District .

As per the investigation, the income of the Government Servant has been computed as Rs.14,89,558/- .The expenditure of the Government Servant has arrived at Rs.10,70,851/-. Thus the savings of the Government servant is Rs 4,18,707/-

The Government Servant is found in possession of assets to a tune of Rs. 27,54,725/-. Thus he is found in possession of disproportionate assets to a tune of Rs 23,36,018/- (Rs.27,54,725/-( Assets) - Rs.4,18,707/-(savings)).

Thus the allegation that the Government Servant is in possession of assets disproportionate to the known sources of his income to a tune of Rs.23,36,018/- is held substantiated clearly with documentary evidence .

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The Chief Engineer (Admn), Panchayat Raj Department, Errum Manzil Colony, Hyderabad vide his letter No.SO.II/3/AEEs/18979/01, dated 15-11-2008 informed that the Government Servant failed to obtain prior permission from competent authority as well as he failed to intimate subsequently pertaining to acquisition of assets.

That the Government Servant during his service from 16-01-1998 to 29-03-2008 has committed grave misconduct in as much as failed to obtain prior permission and failed to intimate the transactions of acquiring movable and immovable properties and also the Government Servant is in possession of assets disproportionate to the known sources of his legal income to a tune of Rs.23,36,018/- is held substantiated.

The said Government Servant by above act exhibited lack of integrity, devotion to duty and unbecoming of a Government Servant and thereby contravened Rule 3 (1) & (2) and 9 (1), (2) of A.P.C.S(Conduct ) Rules,1964.

The Government Servant has therefore rendered himself liable for regular departmental action with major penalty.

C.R. BISWAL  
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

SECTION OFFICER

(Contd.....Annexure III)

**ANNEXURE –III**

**LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGE IS PROPOSED  
TO BE SUSTAINED AGAINST SRI W. GYANESHWAR, ASSISTANT  
EXECUTIVE ENGINEER, P.R., RAGHUNATHAPALLI MANDAL, WARANGAL  
DISTRICT**

1. Sri Haji Mohd. Azeemuddin S/o Mohd. Ibrahim R/o H.No.2-5-622, Subedari, Hanamkonda, Warangal District .
2. Sri Gandla Mallaiah S/o Venkataiah aged 65 years, R/o Chilpur village, Ghanpur (stn) Mandal, Warangal District.
3. Smt Cheekati Lakshmi W/o Late Ilaiah, aged 57 years, Occ: House wife, R/o H.No 17-2 Bommalagudi, Kareemabad, Warangal District.
4. Sri Suddala Shankar S/o Chukka Chary, Horticulture Officer O/o Asst. Director of Horticulture, Warangal R/o H.No. 3-9-62/1, Reddy Colony, Hanamkonda, Warangal District (Official Mediator )
5. Sri Thummala Ravi Kumar S/o Komuraiah, Jr. Asst., O/o Asst. Director of Horticulture, Warangal R/o H.No 6-89, S.C.Colony, Wardhannapet (V&M), Warangal District (Official Mediator ) .
6. The Sub–Registrar, Warangal Rural, Warangal District .
7. The Sub–Registrar, Warangal (R.O), Warangal District .
8. The Sub–Registrar, Peddamberpet ,Hayathnagar Mandal, RR. District.
9. The Dy. Transport Commissioner and Secretary, Regional Transport Authority, Warangal .
10. The Chief Engineer (Admn.), Panchayat Raj Department, Errum Manzil Colony, Hyderabad
11. Sri J.Surender Reddy, Inspector of police A.C.B., Warangal Range, Warangal.

C.R. BISWAL  
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

SECTION OFFICER

(Contd.....Annexure IV)

#### **ANNEXURE –IV**

#### **LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE IS PROPOSED TO BE SUSTAINED AGAINST SRI W. GYANESHWAR, ASSISTANT EXECUTIVE ENGINEER, P.R., RAGHUNATHAPALLI MANDAL, WARANGAL DISTRICT.**

1. Copy of Sale Deed No. 7061/2006, dated 31-07-2006 of SRO, Warangal Rural.
2. Original agreement of sale dated 12-10-2005 entered in between Sri Haji Mohd. Azeemuddin S/o Mohd. Ibrahim and Smt D.Aruna Kumari W/o Gyaneshwar seized during the house search.
3. Copy of Sale Deed No.6030/2001, dated 1-12-2001 of SRO, Warangal (R.O)
4. Copy of Sale Deed No.4628/2004, dated 27-04-2004 of SRO, Peddamberpet, Hayathnagar Mandal, R.R District.
5. Copy of Sale Deed No. 1872/2003 dated 9-9-2003 of SRO, Warangal Rural.
6. Copy of Sale Deed No. 9801/2006, dated 2-11-2006 of SRO, Warangal Rural.
7. Copy of Sale Deed No. 9800/2006 dated 2-11-2006 of SRO, Warangal Rural.
8. Sale agreement, dated 18-10-2006 entered between Smt Cheekati Laxmi and Smt D.Aruna Kumari, W/o Government Servant.
9. Seized RC Book pertaining to vehicle No. AP36 R 9438.
10. Copy of Delivery Challan and Delivery Note No. 440, dated 25-8-2007 of M/s Select Motors Authorized Dealers of TATA Motors, Warangal.
11. Copy of RC Book pertaining to vehicle No. AP-36 R 9438 furnished by Dy. Transport Commissioner and Secretary, Regional Transport Authority, Warangal.
12. Copy of Letter No. 3415/B2/2008, dated 24-4-08 of Dy. Transport Commissioner and Secretary, Regional Transport Authority, Warangal.
13. Copy of Receipt No. 1108, dated 14-01-2008 of M/s Anika Bajaj, Warangal seized during the house search.
14. Copy of search proceedings dated 11-02-2008 drafted in the house of the Government Servant bearing Flat No.201, Royal Enclaves, Nainnagar Hanamkonda.
15. Passbook of A/c No. 62018765743 of State Bank of Hyderabad, Ghanpur (Stn.) Branch, Warangal District seized during the house search.
16. Ledger abstract (Statement) of A/c.No.62018765743 of State Bank of Hyderabad, Ghanpur (Stn.) Branch, Warangal Dist. given by Branch Manager, State Bank of Hyderabad, Ghanpur (Stn.) Branch through his letter dated 11-02-2008.
17. Letter No. OR/184/117/08-09, dated.16-10-2008 of Manager, Corporation Bank, Warangal along with the statement of account No.01-060013.
18. Bank pass book vide A/c No. 01-37740 of Punjab National Bank, Bhimaram Branch, Hanamkonda.
19. Ledger abstract (statement) of A/c No.01-37740 of Punjab National Bank, Bhimaram Branch, Hanamkonda.
20. National Savings Certificate (BOND) vide No.04-DD 486642, dated 06-03-2006 seized during the house search
21. National Savings Certificate (BOND) vide No.52CC 979579, dated 06-03-2006 seized during the house search.
22. National Savings Certificate (BOND) vide No.08BB 059924, dated 25-02-2000 seized during the house search.

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23. Search proceedings dated 11-02-2008 drafted in the house of the Government Servant bearing Flat No. 201, Royal Enclaves, Naimnagar, Hanamkonda.
24. Affidavit dated 11-08-2008 enclosed to the explanation of the Government Servant
25. Letter Ref. PS/SSS/EDMS/AO, dt:13-06-2008 of the Manager (PS/SSS/EDMS), Divisional Office, "Jeevan Prakash" Balasamudram, Hanamkonda.
26. Letter No.DGM (A&P)/ADB/Corr/2008-09, dated 15-05-2008 of the Deputy General Manager ,Telecom District, Adilabad.
27. Letter No. 101736 dated 03-06-2008 of the Authorized Signatory, Bharti Airtel Limited, Begumpet ,Hyderabad
28. Letter No. 194/08, dated 02-04-2008 of the Sub-Registrar, Warangal Rural
29. Letter No. OB/2008, dated 10-04-2008 of Joint Sub-Registrar-I (R.O), Warangal.
30. Letter No. OB/124/2008, dated 02-04-2008 of Joint Sub-Registrar-I (R.O), Warangal.
31. Letter No. 204/2008, dated 27-10-2008 of SRO, Peddamberpet, R.R Dist .
32. Letter No. AAO/ERO/T/HNK/JAO/B/V/D No.460/08, dated15-05-2008 of the Assistant Accounts Officer, ERO, Town,s Hanamakonda.
33. Letter No. A6/13314/2008, dated 24-05-2008 of the Commissioner, Municipal Corporation of Warangal.
34. Evaluation Report of the Deputy Director (Engg.), ACB, AP, Hyderabad in Lr.Rc.No.4/ACB-WWL/DEE (Engg)/2008, dated 08-05-2008.
35. Letter No. 3585/B2/2008, dt. 10-04-2008 of the Deputy Transport Commissioner and Secretary, Regional Transport Authority, Warangal.
36. Letter No. 3415/B2/2008, dt. 24-04-2008 of the Deputy Transport Commissioner and Secretary, Regional Transport Authority, Warangal.
37. Letter of Sri J.Venketeshwara Rao, Cable Operator, Lashkar Bazar, Hanamakonda.
38. Letter No. SO.II/3/AEEs/18979/01, dt 15-11-2008 of the Chief Engineer (Admn.), Panchayat Raj Department, Errum Manzil Colony, Hyderabad.

C.R. BISWAL  
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

SECTION OFFICER